



PTO/SB/17 (11-00)
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<h1 style="text-align: center;">FEE TRANSMITTAL</h1> <h2 style="text-align: center;">for FY 2004</h2> <p style="text-align: center;"><i>Patent fees are subject to annual revision.</i></p>		Complete if Known	
		Application Number	10/790,272
		Filing Date	3/1/2004
		First Named Inventor	Packer
		Examiner Name	
		Group Art Unit	2661
TOTAL AMOUNT OF PAYMENT		(\$) 316.00	
		Attorney Docket No.	6533/53815

<h3 style="text-align: center;">METHOD OF PAYMENT</h3>				<h3 style="text-align: center;">FEE CALCULATION (continued)</h3>																																																																																																																																																																																	
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number: _____</p> <p>Deposit Account Name: _____</p> <p><input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>				<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>60</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>420</td><td>216</td><td>210</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>950</td><td>217</td><td>475</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,980</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design Issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>178</td><td>740</td><td>279</td><td>370</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> </tbody> </table>				Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - 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<p>Other fee (specify) _____</p> <p><small>*Reduced by Basic Filing Fee Paid</small></p> <p style="text-align: right;">SUBTOTAL (3) (\$) _____</p>																																																																																																																																																																																					

SUBMITTED BY		Complete if applicable	
Name (Print/Type)	Mark James Spolyar	Registration No. (Attorney/Agent)	42164
Signature		Telephone	415-826-7966
		Date	August 2, 2004

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Law Office of Mark J. Spolyar
Counselor and Attorney in Intellectual Property and Technology Law Matters

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San Francisco, CA 94114

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415.826.7966 (v)
415.480.1780 (f)

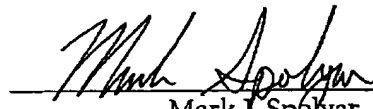
FACSIMILE TRANSMISSION

Date: August 2, 2004
To: Technology Center 2600
United States Patent & Trademark Office
Fax: 703-872-9306
From: Mark Spolyar
Number of Pages (including cover sheet): 13
RE: Transmission of Preliminary Amendment B
U.S. Serial No. 10/790,272

OFFICIAL**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8**

Facsimile Number: 703-872-9306
Date: August 2, 2004

I hereby certify that this correspondence, and the papers referred to herein, are being facsimile transmitted to the United States Patent and Trademark Office on the date indicated above.


Mark J. Spolyar
Reg. No. 42164

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Papers Included Herewith:

1. Fee Transmittal (1 page);
2. Credit Card Payment Authorization Form PTO-2038 (1 page);
3. Preliminary Amendment B (10 pages); and
4. This Cover Sheet (1 page).



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Mark J. Spolyar

415-480-1780

p. 4

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AUG - 2 2004

OFFICIAL

Appl. No.: 10/790,272
Applicant: Robert L. Packer
Filed: March 1, 2004
Title: Method for Explicit Data Rate Control in a Packet
Communication Environment without Data Rate Supervision

Docket No.: 6533/53815
Customer No.: 30505

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT B

Sir:

Prior to examination of the above-identified patent application, please amend the application as follows.

Amendments to the Specification begin on page 2 of the paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 10 of this paper.

08/04/2004 HHEKONEN 00000035 10790272

01 FC:1201	172.00 OP
02 FC:1202	144.00 OP